

# ACTS AND LAWS, Passed by the Great and General Court or Assembly of Their Majesties Province of the Massachusetts-Bay, in NEW-ENGLAND.

Begun at Boston, the Thirtieth Day of *MAY*, 1694. And  
Continued by Adjournment unto *Wednesday* the Fifth  
Day of *September* following : Being the Second Sessions.

*Anno Regni GUILIELMI, et MARIE, Regis et Reginae,  
Angliae, Scotiae, Franciae, et Hiberniae, Sexto.*



B O S T O N .

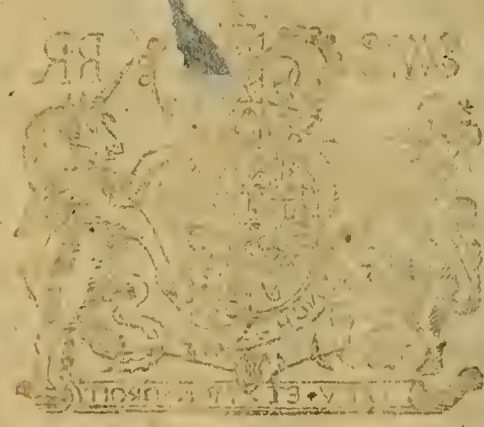
Printed by *Bartholomew Green*, Printer to His Excellency,  
the Governour and Council. 1694.

# ACTS AND REVISED

of the General Court  
of the Commonwealth of Massachusetts  
in the year of our Lord one thousand eight hundred and thirty-four

## NEW ENGLAND

Printed by the State Printer, at the Court House, in the City of Boston.  
By order of the Board of Commissioners of the General Land Office.  
Approved by the Honorable the Governor, and the Honorable the Council.



BOSTON

Printed by Russell and Green, Printers to His Excellency the Governor and Council.

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Anno Regni Regis et Reginae, Gulielmi et  
 Mariæ, Sexto.

# AN ACT,

For Encouraging the Prosecution of the  
*Indian Enemy* & Rebels ; and preserving  
 such as are Friends.

**F**OR the better securing of the Indians of the several Plantations with-  
 in the Western parts of this Province, who have put themselves  
 under the Rule and Protection of Their Majesties Government; within  
 the same : And for the Preventing of Mischief that might happen  
 to befall any of them by the English in their pursuit of the Common Enemy :  
 As also to the intent that their Majesties Subjects be not put in fear or  
 exposed by any false Indians, pretending to be Friends.

Be it Enacted by the Governour, Council, and Representatives,  
 in General Court Assembled, and by the Authority of the same,

That all the Indians of the several Plantations lying to the Westward or  
 right hand of the Common and usual Road or high-way leading from  
 Boston to Rehoboth, be forthwith removed unto such place or places  
 as the Governour with the advice of the Council shall appoint, to the  
 Eastward of the said Road or high-way ; except the Indians belonging  
 to the Plantation of *Kekamoochock* near *Woodstock*, who are to be under  
 such Regulations and Circumscribed within such Limits, as the Governour  
 with advice of the Council shall appoint.

*Friend Indians  
 Circumscribed  
 within certain  
 Limits.*

And that the Indians within the several Counties of *Plymouth*, *Barn-  
 stable*, and *Bristol*, shall not pass out of the Bounds of the respective Coun-  
 ties, where they reside ; but upon special Occasion, and that Certified  
 under the hand of a Justice of the Peace ; On pain of Forfeiting three  
 Months Service, to whomsoever shall apprehend and convict any of them  
 of such Transgression, before any of Their Majesties Justices.

And all Indians that from and after the last day of this present Month  
 of September, shall be discovered or found to the Westward of the a-  
 foresaid Road or high-way, or within half a Mile of the Easterly side of  
 the said Road or any part thereof; or without any other of the Limits, and  
 Boundaries that shall be appointed, and set them by the Governour  
 and Council as aforesaid. Shall be deemed and accounted as Enemies.  
 And it shall and may be lawfull to and for any of Their Majesties Sub-  
 jects to treat and prosecute them as such : Unless they be Indians improv-  
 ed in Service by the Governour, with the advice of the Council ; and  
 have one or more English-men to Conduct and accompany them.

*Boundaries set  
 to the Indians*



# Prosecution of the Indian Enemy, &c.

This Act to be made known to the *Indians* of the several Plantations, by the care of the Select men of the English Towns next Adjacent.

*Saving.*

Saving all the Land lying within the County of Hampshire on the West side of Connecticut River, and Five Miles on the Easterly side of the same; Unless the Governour and Council shall otherwise direct, and set such other boundaies for those parts; as they shall see cause.

And be it further Enacted by the Authority aforesaid,

*Reward for  
Service done by  
Volantiers.*

For Encouragement to such as shall Voluntarily go forth in greater or lesser Parties, in the discovery and pursuit of the Common Enemy, That they be paid out of the Publick Treasury, for every Indian great or small, which they shall kill or take and bring in Prisoner, the Sum of Fifty Pounds Per Head: And shall likewise have and keep to their own use, all Plunder by them taken from the Enemy. And if any Person happen to be Wounded in such Service, he shall be cured at the charge of the Publick: and if Maimed or otherwise disabled, have such meet Stipend or Pension allowed, as this Court shall Order. And for every Indian that shall be Slain in the defence of any House or Garrison Attacked, there shall be paid the Sum of Five Pounds Per Head.

*Reward for  
Service done by  
Souldiers under  
Pay.*

And be it further Enacted by the Authority aforesaid,

That all Souldiers Detached or Impressed, and Listed in Their Majesties Service, shall have and receive, over and above their Stated Pay; the Sum of Ten Pounds Per Head, for every Indian, as aforesaid; which they or any of them shall kill, or take Prisoner; whilst they are abroad upon Service, and bring in: And the Commissionours for the War are hereby Impowred and Ordered, upon the producing and delivering unto them the Scalp of any Indian killed as aforesaid, or any Indian taken and brought in Prisoner, to grant a Debenture upon the Treasurer, for payment of the Sum herein before mentioned, as a Reward for such Service respectively; which Reward shall be equally Shared and distributed to and among all the Persons of any such party, as are in Company at the killing or taking any Indian as aforesaid; be they in pursuit of the Enemy, or in the defence of any House or Garrison. And the Plunder taken to be alike Shared and distributed.

And further it is Enacted by the Authority aforesaid,

That if any Person or Persons shall produce any Scalp not being an Indians Scalp, or the Scalp of some Indian, being not bona fide Slain in Service as aforesaid; with intent to deceive, and obtain the Reward herein before granted, and be thereof legally Convicted: Every Person and Persons so offending, shall suffer three Months Imprisonment, and also Forfeit double the Sum that should have accrued to him or them by Vertue of this Act for an Indian bona fide Slain as aforesaid. One Moiety thereof unto Their Majesties, for and towards the support of the Government; and the other Moiety to him or them that shall Inform and Sue for the same, in any Court of Record within this Province. Provided this Act shall continue in force unto the End of the Session of this Court in May next, and no longer.

# AN ACT,

For the giving Succours and Assistance  
to the Neighbouring Provinces  
and Colonies, against Their  
Majesties Enemies.

**F**ORASMUCH as during the time of War, there may be Occasion for the Raising and Sending of Souldiers to the Succours and Assistance of the Neighbouring Provinces and Colonies of New-Hampshire, Rhode Island, Kings Province, Connecticut or New-York, for the defence of Their Majesties Subjects and Interests, and the Prosecutions of the French or Indian Enemy.

It is Enacted and Ordained by the Governour, Council, and Representatives, in General Court Assembled, and by the Authority of the same,

That in the Vacancy of the General Assembly, it shall be in the Power of the Governour, by and with the advice and consent of the Council, to transport such part of the Militia of this Province, as they shall find needfull, or oblige them to March into any of the before named Provinces, or Colonies, for the Ends aforesaid, at any time or times as there shall be Occasion, untill the End of the Session of this Court in May next, and at no time afterward, this present Act or any thing therein notwithstanding.

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B

AN ACT



# AN ACT,

For Regulation of the late Tax, and  
for Granting an Additional  
Supply of Money.

**W**HEREAS in Prosecution of an Act of this Assembly made at their last Session, begun and held at Boston, the Thirtieth day of May past, Entituled, An Act, For granting unto Their Majesties, A Tax of Twelve Pence a Poll, and One Penny on the Pound for Estates ; It appears by the Lists Returned, that the Assessors in several Towns have not rightly understood, or not duely attended the Rules in said Act prescribed ; which has Occasioned an Inequality and disproportion betwixt Town and Town, and the Sum thereby Raised to fall short of what was expected, and is necessary for a Supply of the Publick Occasions. Therefore to the intent that there may be a Regulation of the said Tax or Assessment to a due Proportion, and a further supply of the Treasury.

We the Representatives of Their Majesties Province of the Massachusetts-Bay in New-England, in General Court Assembled, Do cheerfully Grant unto Their most Excellent Majesties, to the Ends in the before recited Act mentioned, and for the Vigorous Prosecution of the War, An Additional Sum of Six Thousand Five Hundred Seventy One Pounds Eight Shillings Four-pence, to make up the Sum of Nine Thousand Five Hundred and Fifty Nine Pounds in the whole, upon this and the former Grant : One Thousand Pounds whereof out of the first Collection, to be Sequestred and set a part by the Treasurer, towards answering of the Rewards granted by the Act of this Court, as Encouragement to the Prosecution of the Indian Enemy.

And pray that it may be Enacted, and it is accordingly Enacted and Ordained by the Governour, Council, and Representatives, in General Court Assembled, and by the Authority of the same,

That the said whole Sum of Nine Thousand Five Hundred and Fifty Nine Pounds, be proportioned upon the several Towns and Precincts within this Province, in manner following.

That is to say,

In the County of *Suffolk*.

	<i>l.</i>	<i>s.</i>	<i>d.</i>
<i>Boston</i> , Sixteen hundred sixty six Pounds thirteen Shillings.	1666	13	00
<i>Roxbury</i> , One hundred sixty one Pounds eighteen Shillings.	161	18	00
<i>Dorchester</i> , Two hundred fifty seven Pounds six Shillings.	257	06	00
<i>Milton</i> , Eighty nine Pounds eight Shillings.	89	08	00
<i>Brantley</i> , One hundred thirty one Pounds thirteen Shillings.	131	13	00
<i>Weymouth</i> , One hundred and twenty Pounds.	120	00	00
<i>Hingham</i> , One hundred and sixty Pounds.	160	00	00
<i>Hull</i> , Forty three Pounds.	43	00	00
<i>Deabam</i> , One hundred and three Pounds nineteen Shillings.	103	19	00
<i>Medfield</i> , Seventy two Pounds five Shillings.	72	05	00
<i>Wrentham</i> , Twenty nine Pounds.	29	00	00
<i>Mendon</i> , Twenty nine Pounds ten Shillings.	29	10	00
<i>Oxford</i> , Eight Pounds six Shillings.	08	06	00

In the County of *Essex*.

<i>Salem</i> , Three hundred sixty two Pounds fourteen Shillings.	362	14	00
<i>Ipswich</i> , Four hundred sixty six Pounds eight Shillings.	466	08	00
<i>Newbury</i> , Three hundred twenty one Pounds sixteen Shillings.	321	16	00
<i>Rowley</i> , One hundred and nine Pounds fourteen Shillings.	109	14	00
<i>Salisbury</i> , Sixty Pounds.	60	00	00
<i>Almsbury</i> , Thirty Pounds.	30	00	00
<i>Haverhill</i> , Eighty six Pounds four Shillings.	86	04	00
<i>Andover</i> , Ninety six Pounds nine Shillings.	96	09	00
<i>Bradford</i> , Thirty six Pounds three Shillings.	36	03	00
<i>Boxford</i> , Forty seven Pounds two Shillings.	47	02	00
<i>Topsfield</i> , Eighty Pounds fifteen Shillings.	80	15	00
<i>Marblehead</i> , One hundred eighty three Pounds ten Shillings.	183	10	00
<i>Lynn</i> , One hundred eighty two Pounds thirteen Shillings.	182	13	00
<i>Wenham</i> , Ninety one Pounds eleven Shillings.	91	11	00
<i>Beverly</i> , One hundred thirty eight Pounds fifteen Shillings.	138	15	00
<i>Glocester</i> , Seventy five Pounds five Shillings.	75	05	00
<i>Manchester</i> , Twenty one Pounds five Shillings.	21	05	00

In the County of *Middlesex*.

<i>Charlestown</i> , Three hundred and four Pounds three Shillings.	304	03	00
<i>Watertown</i> , Two hundred thirty three Pounds fifteen Shillings.	233	15	00
<i>Cambridge</i> , One hundred and eighty Pounds three Shillings.	180	03	00
<i>Concord</i> , One hundred and thirty Pounds thirteen Shillings.	130	13	00
<i>Woburn</i> , One hundred seventy six Pounds five Shillings.	176	05	00
<i>Marlborough</i> , Eighty Pounds two Shillings.	80	02	00
<i>Groton</i> , Fifty Pounds.	50	00	00
<i>Reading</i> , One hundred and one Pounds seventeen Shillings.	101	17	00
<i>Chelmsford</i> , Ninety one Pounds three Shillings.	91	03	00
<i>Sudbury</i> , One hundred and ten Pounds five Shillings.	110	05	00
<i>Malden</i> , One hundred Pounds two Shillings.	100	02	00
<i>Medford</i> , Thirty three Pounds seven Shillings.	33	07	00
<i>Billerica</i> , Sixty six Pounds two Shillings.	66	02	00
<i>Lancaster</i> , Thirty Pounds fifteen Shillings.	30	15	00



Stow, Nineteen Pounds ten Shillings.	19	10	00
Newtown, Ninety Pounds seven Shillings.	90	07	00
Sherbourn, Fifty four Pounds seventeen Shillings.	54	17	00

### In the County of Hampshire.

Springfield, One hundred & nineteen Pounds seventeen Shillings.	119	17	00
Northampton, One hundred & fifteen Pounds thirteen Shillings.	115	13	00
Hadley, Seventy Pounds three Shillings.	70	03	00
Haifield, Sixty three Pounds nine Shillings.	63	09	00
Southfield, Twenty four Pounds three Shillings.	24	03	00
Westfield, Thirty nine Pounds fourteen Shillings.	39	14	00
Enfield, Six Pounds thirteen Shillings.	06	13	00

### In the County of Plymouth.

Plymouth, One hundred and six Pounds eleven Shillings.	106	11	00
Sitate, One hundred sixty seven Pounds eleven Shillings.	167	11	00
Duxbury, Sixty Six Pounds.	66	00	00
Marshfield, Eighty three Pounds fifteen Shillings.	83	15	00
Bridgewater, Seventy Pounds.	70	00	00
Middleboro, Thirty one Pounds thirteen Shillings.	31	13	00

### In the County of Barnstable.

Barnstable, One hundred thirty two Pounds.	132	00	00
Yarmouth, Ninety Pounds.	90	00	00
Eastham, One hundred and twelve Pounds.	112	00	00
Sandwich, One hundred and ten Pounds thirteen Shillings.	110	13	00
Falmouth, Twenty two Pounds eight Shillings.	22	08	00
Manamott, Twenty three Pounds twelve Shillings.	23	12	00
Rochester, Eighteen Pounds one Shilling.	18	01	00

### In the County of Bristol.

Bristol, Seventy six Pounds.	76	00	00
Taunton, One hundred thirty one Pounds sixteen Shillings.	131	16	00
Dartmouth, Ninety eight Pounds three Shillings.	98	03	00
Freetown, Twenty one Pounds one Shilling.	21	01	00
Rehoboth, One hundred and twenty Pounds.	120	00	00
Swansey, Eighty four Pounds fifteen Shillings.	84	15	00
Little Compton, Fifty one Pounds two Shillings.	51	02	00
Tiverton, Twenty five Pounds eleven Shillings.	25	11	00

### In the County of York.

York, Twelve Pounds.	12	00	00
Wells, Twelve Pounds.	12	00	00
Rutery, Twenty eight Pounds.	28	00	00
Illes of Shoals, Twelve Pounds.	12	00	00
Nantucket, Ninety Pounds.	90	00	00

Edgar Town, Forty four Pounds two Shillings.	44	02	00
Tisbury, Thirty one Pounds three Shillings.	31	03	00
Chilmark, Thirty one Pounds three Shillings.	31	03	00

} on Martha's  
Vineyard.



And be it further Enacted by the Authority aforesaid,

That the Treasurer do forthwith send his Warrants unto the Assessors of each Town and Precinct aforesaid, that were lately chosen by virtue of the before recited Act, requiring them to Assess the before mentioned Sum set and proportioned upon such Town or Precinct respectively ( Subtracting therefrom the Sum Total of their List already returned unto the Treasurer ) upon the Polls and Estate lying within such Town or Precinct, in manner following, *That is to say* Two Shillings on each Poll, qualified as in the said forerecited Act is expressed ; And the remaining part upon such Ratable Estate, as in the said Act is particularized and set down, according to the several Rates therein mentioned, so often multiplied as to Compleat their whole Sum proportioned unto them : All Goods, Wares and Merchandizes Imported, to be Assessed at One Penny on the Pound towards this Additional Grant, any thing in the said Act for Excepting the same notwithstanding.

*The Treasurer forthwith to send his warrants to the Assessors.*

*Rate of the Assessment.*

And where the Assessors in any Town or Precinct have not already made and returned the List of their Assessment unto the Treasurer, they are forthwith to attend the same according to the directions in the Treasurers Warrant formerly sent unto them for the first part of their proportion, and the directions in this present Act for the Remainder. And the Lists of this whole Assessment so made and perfected as aforesaid, are to be transmitted by the Assessors in each Town and Precinct, and delivered unto the Treasurer at or before the last day of October next ensuing : And the Treasurer is hereby Ordered to issue out his Warrants directed to the Constables or Collectors of the several Towns and Precincts, requiring them forthwith to Collect and gather the said Assessments and pay in the same unto himself, his Successor or Order, at or before the last day of January thence next following, by which time they are to make up and issue their Accompts of the whole ; And for such Towns and Places as have not yet made any return, to pay in one third part of their respective proportion, at or before the first day of November, the time set by the former Act, and the full remainder at or before the said last day of January next. And if the Assessors in any Town or Precinct shall neglect or fail of performing their duty or Trust herein committed unto them, by not making or not returning of their Lists within the time before prefixed, being thereof convicted before the Court of General Sessions of the Peace within the same County, upon Complaint made by the Treasurer or any on his behalf, they shall forfeit and pay unto Their Majesties, for the ends and uses for which this Tax is granted, the full Sum proportioned to such Town or Precinct, to be levied by distress and Sale of such defective Assessors Goods or Estate. And all Assessors shall be paid by the Treasurer of their respective Towns, Two Shillings and Six-pence Per. diem, Each, for every days time, they spend in said Service.

*Lists of Assessment to be transmitted unto the Treasurer at or before the last of October.*

*Constables or Collectors to issue their Accompts at or before the last of January.*

*Penalty for Assessors neglect.*



And be it further Enacted by the Authority aforesaid,

That the Treasurer, the Assessors, Constables and Collectors in the several Towns and Precincts, be and hereby are respectively Authorized and Impowred to take, use, and Exercise the same Methods, directions and powers contained in the several Sections and Paragraphs in the said Act, Entituled, *An Act, For granting unto Their Majesties a Tax of Twelve Pence a Poll, and One Penny on the Pound for Estates, for the Collecting and gathering of the Additional Sum herein granted; and shall lye under the same Obligation to duty, and suffer the like Penalties in case of default, as is thereto respectively annexed.*

# AN ACT,

For Granting a Township in the County of Barnstable, to be called *Harmich*.

**W**HEREAS there are a Competent number of Inhabitants already settled upon that Tract of Land commonly called and known by the name of Satucket, within the County of Barnstable, containing a Sufficient quantity of Land and lying convenient for a Township: Therefore for Encouragement of the said Settlements,

It is Enacted by the Governour, Council, and Representatives in General Court Assembled, and by the Authority of the same,

That all the said Lands lying betwixt the bounds of the Town of Yarmouth upon the West, and the Town of Estham on the East, running from the head of Bound-brook, to the head of Namskeket, about Ten Miles in Length, and about Seven Miles in Breadth, extending from Sea to Sea; Be and henceforth shall be a Township, the Town to be called *Harmich*, and shall have and enjoy all such Immunities, Priviledges and Powers, as generally other Towns within this Province have and do by Law enjoy: *Provided*, it doth not Intrench upon former Grants referring to Townships.

And that for all Arrear's of Publick Taxes, and for the late Tax and Addition thereto now granted by this Court, the Inhabitants of said Place do remain and continue under the same Regulations, Directions, and Officers as before the making of this Act.





